

OLC 78-3049/1

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31 October 1978

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MEMORANDUM FOR:

FROM:

Chief, Legislation Staff/OLC

SUBJECT : Response to Chairman Boland Regarding 17 October
Letter to DCI

1. On 3 October 1978, the Director provided the two oversight committees a summary of directives issued pursuant to paragraph 102(3)(B) of the Foreign Corrupt Practices Act of 1977 (S. 305), as required by that law. Chairman Boland is now requesting detailed answers to ten (10) questions regarding that summary. The first question, of course, is whether we should provide all the detailed information which Chairman Boland seems to require, involving specifics of our relations with various corporations.

2. In terms of the manner in which we reply, I think it is important to bear in mind that the Director's 3 October letter fully met the requirements of paragraph 102(3)(B). In other words, paragraph 102(3)(B) requires "a summary" and that is precisely what we provided. What I believe we do not want to do is establish precedent whereby we provide detailed and extensive information as part of a statutory directive that requires only a summary. Such a precedent could prove troublesome also in terms of other legislative provisions requiring summaries. What we should perhaps do is (1) decide what type of information we want to provide, and (2) make clear we are providing the information pursuant to the general oversight responsibilities of the Committee.

3. John: Have you been in touch with [] and other interested components concerning the questions posed by Chairman Boland? We can get together to discuss how we should cast our reply; please be back in touch.

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